

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

BRADLEY WM. BAILEY,
Plaintiff,

vs.

TIM THRASHER, DONALD
HOLBROOK, and DUSTIN
DAVIS,

Defendants.

NO. 4:16-cv-05025-JLQ

ORDER TO DISMISS COMPLAINT
WITHOUT PREJUDICE AND
DIRECTING COLLECTION OF THE
FILING FEE CEASE

BEFORE THE COURT is Plaintiff Bradley Wm. Bailey's Motion to Voluntarily Dismiss Complaint pursuant to Fed. R. Civ. P. 41(a). Defendants have not been served in this action. Accordingly, **IT IS ORDERED** Plaintiff's Motion, ECF No. 12, is **GRANTED** and the Complaint shall be **DISMISSED WITHOUT PREJUDICE**.

Plaintiff also filed a Motion and Affidavit to waive collection of the remaining balance of the filing fee in this action. For good cause shown, **IT IS ORDERED** Plaintiff's Motion, ECF No. 13, is **GRANTED** and the institution having custody of Mr. Bailey shall cease collection of the filing fee in this action, cause number **4:16-cv-05025-JLQ**.

IT IS SO ORDERED. The District Court Executive is directed to enter this Order, enter judgment of dismissal of the Complaint and the claims therein without prejudice, forward a copy to Plaintiff, and close the file. The District Court Executive is

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1 further directed to send a copy of this Order to the Office of the **Department of**
2 **Corrections, Attn: LFO/COS UNIT, P.O. Box 41107, Olympia, WA 98504-1107**, to
3 forward to the appropriate agency having custody of Plaintiff. The District Court
4 Executive also **shall** provide a copy of this Order to the Financial Administrator for the
5 United States District Court, Eastern District of Washington.

6 **DATED** this 5th day of May 2016.

7 s/ Justin L. Quackenbush
8 JUSTIN L. QUACKENBUSH
9 SENIOR UNITED STATES DISTRICT JUDGE
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